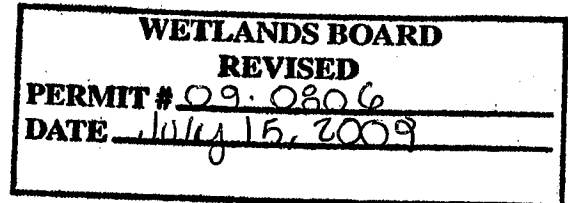


July 13, 2009

Frank Ancarrow  
110 Creek Circle  
Seaford, Virginia 23696

Mr. Randal Owen  
Marine Resources Commission  
2600 Washington Avenue  
Newport News, Virginia 23607



Reference: VMRC #09-0806  
L. Scott Trainum

Dear Mr. Owen:

At his invitation, my son and I had the opportunity to meet with Scott Trainum some months ago prior to his making formal application to place the described breakwaters and fill. The questions and concerns I have and express in this letter are similar to those expressed to him at that time:

1. We are concerned that the proposed construction will upset the natural dynamics of the area and cause the channel adjacent the houses on Creek Circle to fill in. The ability to navigate these waters is an inherent component of our property value.
2. What guarantee is there that 6,500 cubic yards of fill material brought to the site (most of which will be placed on the Poquoson River side) will not be displaced in a storm?
3. How have the determinations of the engineer been made? The risks that his predictions are not correct will be borne by adjacent property owners, with little recourse if they are wrong. Where does the liability lie?
4. Is the proposed construction far in excess of that required to provide the owner protection from erosion, and if so how can it be justified against the risks involved?
5. What will be the impact of displaced sediment and the impact of construction on existing habitats, including those for shellfish?
6. What guarantee does the County have that the vegetation will establish, or, more importantly, be maintained in the future?
7. If the owner wants to create a nourishment area as a means of erosion control, couldn't it be constructed behind the existing property lines as has been suggested to other property owners?
8. Will other property owners, specifically those bordering Cabin Creek, be allowed the same opportunities to protect and increase the limits of their property?
9. I have lived at my current address since 1977. There has been little erosion in the already protected areas along the Poquoson River side. Does it make more

sense and present less risk to the environment and to adjacent property owners to repair as necessary the existing shoreline protection, using construction similar to that shown in Section E-E on Sheet 5?

10. The conditions (wave, wind, tide, and storm action) that exist at this location are in no way similar to those on the east side of York Point Drive where similar measures, on a much smaller scale, were necessary to protect the property of multiple homeowners.
11. Why was this proposal not included, as is required, in the original request to develop the lot?
12. Has a complete environmental impact study been made? If not, should there be one?
13. From an environmental standpoint, I can not imagine that the increase in vegetation will possibly offset the damage to the environment resulting from extracting, transporting, and placing the amount of material involved.
14. How will material be brought to the site? If by truck, what is the cost to the County for damage to the roads recently paved after the sewer project?
15. Will the significant amount of new land created, which scales to be in excess of one-half acre on the Poquoson River side alone, become public or remain private property?

Following our earlier meeting and at our request, Mr. Trainum came to our house to further discuss his plan and to visualize our concerns. The view from our and adjacent homes is through a narrow field of vision past and over the end of the point of his land. This view will be significantly obstructed by the spur and breakwaters constructed at an elevation of +5 feet along the Poquoson River side of the property. For instance, the breakwater shown in Section A-A extends approximately 120 feet from land at its closest point and would easily be in the line of sight. I had hoped Mr. Trainum would take our concerns into consideration.

Thank you for taking our concerns into consideration. Please consider me an adjacent property owner and keep me advised of any further activity in the permitting process.

Sincerely,



Frank R. Ancarrow

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Cc Scott Trainum

Members of the York County Wetlands and Chesapeake Bay Board

Don Wiggins